

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5 77 WEST JACKSON BOULEVARD CHICAGO, IL 60604-3590



August 16, 2001

REPLY TO THE ATTENTION OF

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Medina County Recorder's Office 144 North Broadway Medina, Ohio 44256

Dear Recorder:

Enclosed is a four page "Notice of Release of Federal Lien Under the Superfund Amendments and Reauthorization Act of 1986" which should be recorded against the Bohaty Drum Site located in Medina, Medina County, Ohio. The legal description is contained in the "Notice."

A check in the amount of \$ 24.00 is also enclosed to cover the recording fee. Also enclosed is a self-addressed, stamped envelope. Please send me a stamped copy of the lien release. Should you have any questions, please call me at (312) 353-8912.

Regards,

Kathleen Kelly Schnieders Associate Regional Counsel

Enclosures

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION V

Notice of Release of Federal Lien Under the Superfund Amendments and Reauthorization Act of 1986, as amended.

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In the Matter of: the Bohaty Drum Site

The United States Environmental Protection Agency (U.S. EPA) hereby releases the federal lien described in the "Notice of Federal Lien Under the Superfund Amendments and Reauthorization Act of 1986" (Notice of Federal Lien), issued by U.S. EPA on July 5, 1995, Volume 1058 Page 460-463 by the Medina County Recorder, Medina, Ohio, on July 18, 1995, and the preceding "Notice of Lis Pendens" which issued by the United State Attorney's Office and was recorded on June 1, 1995, Volume 1042 Page 8-11.

The Notice of Federal Lien gave notice that all costs and damages for which Ethel and John Bohaty were liable under Section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. §§ 9601 - 9675, as amended by the Superfund Amendments and Reauthorization Act of 1986, constituted a lien in favor of the United States upon all real property and rights to such property which was subject to, or affected by, the removal and remedial actions at the Bohaty Drum Site in Medina, Ohio, including, but not limited to the following described Real Estate:

PARCEL NO. 1: Situated in the Township of Medina, County of Medina and State of Ohio: And known as being part of Lot No. 47 and 48 and supposed to be 17 acres in Lot No. 47 and 33 acres in Lot No. 48 and bounded as follows: Commencing in Lot No. 47 at a point in the center of the Highway, known as Pearl Road, at the southwest corner of land now or formerly owned by E. French to Olney Allen; thence along the south line of said land to the East line of Lot No. 48; thence South on the East line of said Lot No. 48 so far that a line running west to the center of said highway and parallel with said North line and thence Northerly along the center of said highway to the place of beginning, shall contain 50 acres of land. Said land being the same deeded by W.W. Boardman to said Olney Allen.

EXCEPTING THEREFROM THE FOLLOWING: Situated in the Township of Medina, County of Medina, State of Ohio and known as being a part of Medina Township of Lot 47 further bounded and described as follows: Commencing at the Southwest corner of Stonegate Subdivision Phase I as recorded in

Volume 20, Page 50 also being in the centerline of S.R. 42, S.H. 25 Pearl Road and being the Northwest corner of land now or formerly owned by John and Vencel Bohaty; thence S 1° 20' 30" E, 437.52 feet along Pearl Road centerline to a point therein, being the principal place of beginning of the parcel described herein; thence N 87° 32' 18" E, 160.00 feet, passing through an iron pin set at 30.00 feet, to an iron pin set; thence S 1° 20' 30" E, 32.00 feet to an iron pin set; thence N 87° 32' 18" E, 165.83 feet to an iron pin set; thence S 1° 20' 30" E, 118.00 feet to an iron pin set in the North corporation line of the City of Medina; thence S 87° 32' 18" W, 325.83 feet to the centerline of Pearl Road passing through an iron pin set 30.00 feet therefrom; thence N 1° 20' 30" W, 150.00 feet along the centerline of Pearl Road to the principal place of beginning and containing therein 1.0000 acre of land as surveyed in June, 1983 by Charles A. Rolling, Reg. Surveyor No. 5569. (Permanent Parcel No. 026-06C-12-005)

PARCEL NO. 2: Situated in the Township of Medina, County of Medina and State of Ohio: And known as the Northwest part of Lot No. 49 in said Township. Beginning at a tile set in the Northwest corner of said Lot 49; thence East along the North line of said Lot 1658.5 feet to a tile; thence South 691.5 feet to a tile; thence S 29° 5' E, 127 feet to a post; thence S 21° W, 83 feet to a basswood tree; thence S 17° 37' E, 181 feet to a cherry tree; thence S 4° 45' W, 92.5 feet to an iron pin; thence West 29 feet to an iron pin; thence S 37° 48' W, 138 feet to a hedge tree; thence S 19° 15' E, 93 feet to a stone; thence N 88° 45' W, 1667.7 feet to a post in the west line of said Lot No. 49; thence N 43° E, along lot line 1302.7 feet to a tile, the place of beginning, containing 51 24/100 acres of land. (Permanent Parcel No. 026-06C-14-001)

PARCEL NO. 3: Situated in the Township of Medina, County of Medina and State of Ohio: and known as being in the Southwest corner of Lot No. 49, bounded and described as follows, to wit: Commencing at the Southwest corner of said Lot No. 49; thence North on the West line of said Lot to the Southeast corner of land now or formerly owned by Adam Bishop; thence East on a line parallel with the north line of said Lot and far enough so that a line running from thence South on a line parallel with the West line of said Lot to the South Line of said Lot and from thence West to the place of beginning, will contain within said boundaries 50 acres of land. (Permanent Parcel No. 026-06C-14-002)

Dated at Chicago, Illinois, this  $\frac{1}{2}$  day of August, 2001.

William E. Muno, Director

Superfund Division

U.S. EPA, Region V 77 West Jackson Boulevard

Chicago, Illinois 60604

The Bohaty Drum Site Medina County, Ohio Site #05PN

United States of America
State of Illinois
County of Cook

On this <u>972</u> day of August, 2001, there appeared personally before me, the undersigned Notary, William E. Muno, known to me to be the Director, Superfund Division, of the United States Environmental Protection Agency, Region V, and he acknowledged that he signed the foregoing NOTICE OF RELEASE OF FEDERAL LIEN in a representative capacity as the free and voluntary act and deed of the United States and its said Agency for the uses and purposes therein mentioned. Given under my hand and official seal and year first stated above.

Signature of	Notary Public:	The V tugs		
Printed Name	of Notary Public:	JOHN	V.	FAGIOLO
County:	Cook	·		
State:	ILLINOIS			
My commission	n expires:	3/13/02		

OFFICIAL SEAL
JOHN V FAGIOLO
NOTARY PUBLIC, STATE OF ILLHOIS
MY COMMISSION EXPIRES:03/13/02

This instrument was prepared by Kathleen Kelly Schnieders Associate Regional Counsel (C-14J) U.S. Environmental Protection Agency Region 5, 77 West Jackson Blvd. Chicago, IL 60604 NEGOTIABLE ONLY IN THE U.S. AND POSSESSIONS. D D NO. OR ADDRESS